#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner

Georgia L. Helmer

Group Art Unit

1638

Applicant(s)

Michael Wassenegger, et al.

Application No.

09/782,874

Confirmation No.:

6565

Filed

February 8, 2001

For

NUCLEIC ACID MOLECULES ENCODING POLYPEPTIDES HAVING THE ENZYMATIC ACTIVITY OF AN RNA-DIRECTED RNA

POLYMERASE (RdRP)

New York, New York 10020 May 20, 2003

Hon. Commissioner for Patents Box 1450 Alexandria, VA 22313-1450

#### TRANSMITTAL LETTER FOR SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

Transmitted herewith is an Information Disclosure Statement in the above-identified application. This Statement is submitted more than three months from the application filing date and after the mailing date of the first Office Action on the merits, but before the mailing date of either a final action under 37 C.F.R. § 1.113, or a notice of allowance under 37 C.F.R. § 1.311.

In accordance with 37 C.F.R. § 1.97, this Statement is accompanied by:

[ ] a certification as required under 37 C.F.R.  $\S$  1.97(e)(1) or  $\S$  1.97(e)(2);

[X] the fee as set forth in 37 C.F.R. § 1.17(p).

The Director is hereby authorized to charge payment of any additional fees required in connection with the accompanying Information Disclosure Statement, or credit any overpayment, to Deposit Account No. 06-1075. A duplicate copy of this letter is transmitted herewith.

Respectfully submitted,

James F. Haley, Jr. Reg. No. 27,994

Attorney for Applicant(s)

Karen E. Brown

Reg. No. 43,866

Greg A. Morris

Reg. No. 53,349

Agents for Applicant (s)

FISH & NEAVE

Customer No. 1473

1251 Avenue of the Americas

New York, New York 10020-1104

Tel.: (212) 596-9000 Fax: (212) 596-9090

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner

Georgia L. Helmer

Group Art Unit

1638

Applicant(s)

Michael Wassenegger, et al.

Application No.

09/782,874

Confirmation No.:

6565

Filed

February 8, 2001

For

NUCLEIC ACID MOLECULES ENCODING POLYPEPTIDES HAVING THE ENZYMATIC ACTIVITY OF AN RNA-DIRECTED RNA

POLYMERASE (RdRP)

New York, New York 10020 May 20, 2003

Hon. Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

### SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), applicants make of record the following documents, copies of which are submitted herewith:

#### Other Documents

Zhixin Xie et al., "An Important Role of an Inducible RNA-Dependent RNA Polymerase in Plant Antiviral Defense," <u>Proc. Natl. Acad. Sci. USA</u> Vol. 98, pages 6516-6520 (May 22, 2001).

<sup>&</sup>lt;sup>1</sup> A completed Form PTO-1449 listing these documents is attached hereto.

Applicants request that this document be (1) fully considered by the Examiner during the examination of this application; and (2) printed on any patent that may issue from this application. Applicants also request that a copy of Form PTO-1449, as considered and initialed by the Examiner, be returned with the next communication.

Respectfully submitted,

James F. Haley, Jr. Reg. No. 27,994

Attorney for Applicant(s)

Karen E. Brown

Reg. No. 43,866

Greg A. Morris

Reg. No. 53,349

Agents for Applicant (s)

FISH & NEAVE

Customer No. 1473

1251 Avenue of the Americas

New York, New York 10020-1104

Tel.: (212) 596-9000

Fax: (212) 596-9090

Sheet	_1_	of	
-------	-----	----	--

FORM PTO-1449

# U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

# SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT BY APPLICANT

ATTY. DOCKET NO. MPG-1 DIV1	SERIAL NO. 09/782,874
APPLICANT Michael Wassenegger, et al.	CONFIRMATION NO. 6565
FILING DATE February 8, 2001	GROUP 1638

			Len	ituary 0, 2001					
		U.S. PATE	NT DOCUME	NTS					
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE			
		FOREIGN P	ATENT DOCU	MENTS		TRANCI	ATION		
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSI YES	NO		
INTTIAL						<u> </u>			
						<u> </u>	L		
	OTHER DOCUME	NTS (Includin	g Author, Title,	Date, Pertine	nt Pages, Etc.)	1 10 11 11 11			
EXAMINER INITIAL									
	Zhixin Xie et al., "An Important Role of an Inducible RNA-Dependent RNA Polymerase in Plant Antiviral Defense," Proc. Natl. Acad. Sci. USA Vol. 98, pages 6516-6520 (May 22, 2001).								
						•			

Express Mail No. EV 242441619 US

**EXAMINER** 

DATE CONSIDERED